

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

COSME CESAR ECUDERO-AVILES, : CIVIL ACTION NO. 1:11-CV-1858
ET AL., :
Plaintiffs : **(Chief Judge Kane)**
: **(Magistrate Judge Carlson)**
v. :
MILTON HERSHEY SCHOOL, :
Defendant :
:

ORDER

Before the Court in the above-captioned action is an October 13, 2011 Report and Recommendation of the Magistrate Judge. No timely objections have been filed.

AND NOW, upon review of the record and the applicable law, **IT IS HEREBY ORDERED THAT:**

1) The Court adopts the Report and Recommendation of Magistrate Judge Carlson.

2) Plaintiffs' motion for leave to proceed *in forma pauperis* (Doc. No. 2) is

GRANTED.

3) Plaintiffs' complaint (Doc. No. 1) is **DISMISSED** without prejudice to Plaintiffs endeavoring to correct the defects cited in the Report and Recommendation, provided that Plaintiffs act within 20 days of this order.

S/ Yvette Kane

YVETTE KANE, Chief Judge
United States District Court
Middle District of Pennsylvania

Dated: November 7, 2011